

Barentzen, Steven

From: Gina MacNeill [gmacneill@goldmanlawyers.com]
Sent: Thursday, August 11, 2005 10:59 AM
To: Barentzen, Steven
Cc: Jerry S. Goldman
Subject: Stipulation of Briefing Schedule for Taha Al Alwani
Attachments: Taha Al alwani - v1clean.doc

Please find attached a proposed briefing schedule.

Please advise whether this is acceptable.

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Exhibit 4

11/22/2005

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

In re Terrorist Attacks on September 11, 2001	03 MDL 1570 (RCC) ECF Case
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This document relates to:

*Estate of John P. O'Neill, Sr., on behalf John P. O'Neill, Sr., deceased, and on behalf of
decedent's heirs-at-law, et al. v. Republic of Iraq, Case No. 04-CV-1076(RCC)*

**STIPULATION AND ORDER SETTING THE SCHEDULE FOR TAHA AL ALWANI
A/K/A DR. TAHA JABIT AL'ALWANI TO RESPOND TO PLAINTIFFS' THIRD
AMENDED COMPLAINT**

IT IS HEREBY STIPULATED AND AGREED, by and between counsel for Plaintiffs and for Defendant, Taha Al Alwani a/k/a Dr. Taha Jabit Al'Alwani ("Defendant"), subject to the approval of the Court as follows:

1. Plaintiffs shall serve their RICO Statement concerning Defendant, as required by Paragraph 7 of the Court's Standing Rules of Practice and in Paragraph 14 of Case Management Order No. 2, within thirty (30) days from the Court's approval of this stipulation.
2. Defendant shall move to dismiss or otherwise respond to Plaintiffs' Complaint, as amended, within forty-five (45) days from the receipt of the Plaintiff's RICO statement.
3. Plaintiffs shall have forty-five (45) days from the date on which it is served with Defendant's motion to dismiss to serve its opposition to same or serve its response, if required, to the answer to the Complaint, as amended.

4. Defendant shall file reply papers, if any, within fifteen (15) days from the date on which Defendant is served with Plaintiffs' opposition to a motion to dismiss, or response to an answer.

IT IS FURTHER STIPULATED AND AGREED that Defendant hereby waives any and all affirmative defenses, objections, privileges, immunities and arguments relating to insufficiency of process and insufficiency of service of process, but preserves any and all other defenses, objections, privileges, immunities and arguments available to it.

Respectfully submitted,

DLA PIPER RUDNICK GRAY CARY LLP

Dated: _____

By: _____
Steven K. Barentzen, Esquire (SB ____)
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Attorney for Defendant Taha Al Alwani

LAW OFFICES OF JERRY S. GOLDMAN
& ASSOCIATES, P.C.

Dated: _____

By: _____
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Attorney for Plaintiffs

SO ORDERED:

RICHARD CONWAY CASEY, U.S.D.J.

Dated: _____

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